

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

CHIEF HEARING OFFICER DIRECTIVE

DOCKET NOS. 2021-200-E - ORDER NO. 2021-90-H

JULY 1, 2021

CHIEF HEARING OFFICER: David Butler

DOCKET DESCRIPTION:

United States Department of Defense and all other Federal Executive Agencies' Petition for an Order Granting a Waiver of the Queue Requirement of the South Carolina Generator Interconnection Procedures

MATTER UNDER CONSIDERATION:

Petition to Intervene of Dominion Energy South Carolina, Incorporated (“DESC”)

CHIEF HEARING OFFICER’S ACTION:

This matter comes before the Chief Hearing Officer on the Petition to Intervene of Dominion Energy South Carolina, Incorporated. The Petition is timely filed, and no objection to the intervention has been filed in this Dockets.

After it has been determined that the Petition has been timely filed, the next question for the Commission is to determine whether or not the petitioning party has clear factual support or grounds for the proposed intervention. S.C. Regs. 103-825A(3) requires that a party making a Petition to Intervene in a matter pending before the SC Public Service Commission must:

set forth clearly and concisely:

- (a) The facts from which the nature of the petitioner's alleged right or interest can be determined;**
- (b) The grounds of the proposed intervention;**
- (c) The position of the petitioner in the proceeding.**

The Petition of the United States Department of Defense and all other Federal Executive Agencies (DoD/FEA) is related to DoD/FEA’s Combined Heat and Power Project located at Fort Jackson (“Project”), which is to be interconnected to the DESC system under the terms of the South Carolina Generator Interconnection Procedures (“SCGIP”). With respect to the Project, the Petition requests that the Commission issue an order granting a waiver of the requirement of the SCGIP that the Project be studied in serial queue order (the “Queue Requirement”) and directing Dominion Energy South Carolina to immediately conduct its study and review of the Project under the terms of the SCGIP. DESC asserts that it is required to administer its interconnection queue in conformance with SCGIP, which is the topic of the Petition. DESC also asserts that it has a general interest in the Commission’s interpretation of the SCGIP and its applicability and a direct

and real interest in the Commission's interpretation of the SCGIP and its applicability (including grants or denials of waivers of specific portions of the SCGIP) to projects seeking to interconnect to the DESC system. DESC states that its interest cannot be adequately represented by any other party to this proceeding, and that it has a direct and real interest in the Commission's consideration of the Petition. Furthermore, DESC believes that its responsive comments to the Petition and its intervention in this proceeding will provide the Commission and its staff relevant information to form a complete record upon which the Commission will make its decision.

DESC also provides the following comments in response to the Petition. "As stated in the Petition, DoD/FEA consulted with DESC prior to filing the Petition. Based on Commission Order Number 2020-535 and the unique facts and circumstances of this case, DESC has no objection to DoD/FEA's request for a waiver of the Queue Requirement. Upon the Commission's issuance of a waiver of the Queue Requirement to DoD/FEA, DESC will expedite its review, perform the necessary studies, and proffer an interconnection agreement ("IA") that would allow the Project to operate upon execution and compliance with the terms of the IA."

From these facts, this Hearing Officer holds that DESC has successfully satisfied the three criteria for intervention stated in the Regulation. Its interest in this matter can clearly be discerned, as can the grounds for the intervention, and its position in these proceedings.

In this case, the Petition to Intervene was timely filed and there are no objections to the intervention. Accordingly, the Petition to Intervene of Dominion Energy South Carolina, Incorporated is hereby granted in this Docket. This ends the Chief Hearing Officer's Directive.